

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----x  
IN RE: : ORDER  
TERRORIST ATTACKS ON : 03 MDL 1570 (GBD) (SN)  
SEPTEMBER 11, 2001 :  
-----x

This document relates to:

*Burnett, et al. v. Islamic Rep. of Iran, et al.*, No. 15-cv-9903 (GBD)(SN)  
*Prior, et al. v. Islamic Rep. of Iran*, No. 19-cv-44 (GBD)(SN)

**ORDER GRANTING PARTIAL FINAL DEFAULT JUDGMENT FOR THE  
PLAINTIFFS LISTED IN EXHIBIT A**

GEORGE B. DANIELS, United States District Judge:

The *Burnett* Plaintiffs listed in Exhibit A move for entry of partial final default judgment against Defendants the Islamic Republic of Iran, the Islamic Revolutionary Guard Corps, and the Central Bank of the Islamic Republic of Iran (collectively, “Defendants”). (ECF No. 9733.<sup>1</sup>) As non-United States nationals, these Plaintiffs cannot bring claims against Iran under 28 U.S.C. § 1605A(c) (*see* ECF No. 9666, at 1) and therefore ask this Court to hold Defendants liable under New York tort law. The Court adjudges Defendants liable to the Plaintiffs listed in Exhibit A under New York law for substantially the same reasons as stated in this Court’s March 26, 2024 and June 17, 2024 Orders. (*See* ECF Nos. 9666, 9931.)

In addition to seeking damages under New York law, which the Court grants, Plaintiffs also seek default judgment as to liability for four “classifications” of Plaintiffs, as well as damages for non-United States nationals under Virginia law. (*See* ECF Nos. 9733, 9736-3.) These aspects

---

<sup>1</sup> Unless otherwise stated, all ECF citations included herein refer to documents filed on the 9/11 multidistrict litigation docket. *See In re Terrorist Attacks on Sept. 11, 2001*, No. 03-md-1570 (GBD) (SN).

of Plaintiffs' motion require the Court to take up new legal questions. In light of the approaching VSSTF deadline and the Court's desire to adjudicate as many economic damages requests as possible beforehand, the Court issues this order and reserves judgment as to the novel legal questions for a subsequent order.

Accordingly, upon consideration of the evidence and arguments set forth in the Declaration of John M. Eubanks, Esq. and the exhibits thereto (ECF No. 9735), together with the entire record in this case, it is hereby

**ORDERED** that service of process in the above-captioned cases was properly effectuated upon Defendants (ECF No. 64 in No. 15-cv-9903; ECF No. 18 in 19-cv-44); and it is

**ORDERED** that partial final judgment is entered on behalf of the Plaintiffs identified in Exhibit A against the Defendants<sup>2</sup>; and it is

**ORDERED** that the Plaintiffs identified in Exhibit A are awarded economic damages as set forth therein<sup>3</sup> and as supported by the expert reports and analyses tendered in conjunction with the Eubanks Declarations (ECF No. 9735); and it is

---

<sup>2</sup> Plaintiffs seek treble damages. The Court has denied U.S. national Plaintiffs' requests for treble damages against the Islamic Republic of Iran because Anti-Terrorism Act ("ATA") claims cannot be brought against sovereign defendants. *See* 18 U.S.C. § 2337(2). Consistent with these prior decisions, *see, e.g.*, ECF No. 10292, and to ensure consistency between awards for U.S. nationals and non-U.S. nationals, the Plaintiffs' motions are DENIED as to their requests for treble damages.

<sup>3</sup> This Court was unable to find the following parties in the citations provided by the *Burnett* Plaintiffs in their default judgment motion cover sheet. (ECF No. 9736-1.) Therefore, their motion is DENIED without prejudice as to the following parties' requests for partial final default judgment: Joy Bennett and Adrian Bennett as the personal representatives of the Estate of Oliver Duncan Bennett (whose Estate is not listed as a Plaintiff); Derek Edward Bristow as the personal representative of the Estate of Paul Gary Bristow (whose Estate is not listed as a Plaintiff); Abigail Jane Carter as the personal representative of the Estate of Caleb Arron Dack; David de Vere as the personal representative of the Estate of Melanie Louise De Vere; Raymond Duger as the personal representative of the Estate of Antoinette Duger; Ellen Ruth Judd as the personal representative of the Estate of Christine Egan; Timothy John and Glyn John as the personal representatives of the Estate of Nicholas John (whose Estate is not listed as a Plaintiff); Angela Rogers and Keith Rogers as the personal representatives of the Estate of Karlie Barbara Rogers. The claim of Barbara E. DaMota, as Personal Representative of the Estate of Manuel John DaMota, has also been removed, pursuant to ECF No. 10039.

**ORDERED** that the Plaintiffs identified in Exhibit A are awarded compensatory damages for decedents' pain and suffering in an amount of \$2,000,000.00 per estate, as set forth therein; and it is

**ORDERED** that the Plaintiffs receiving economic damages identified in Exhibit A are awarded prejudgment interest of 4.96 percent per annum, compounded annually, running from the date indicated in the "Date of Report" column therein<sup>4</sup>; and it is

**ORDERED** that the Plaintiffs receiving pain and suffering damages identified in Exhibit A are awarded prejudgment interest of 4.96 percent per annum, compounded annually, running from September 11, 2001, until the date of judgment; and it is

**ORDERED** that the Plaintiffs identified in the attached Exhibit A may submit future applications for punitive or other damages at a later date consistent with any future rulings of this Court; and it is

**ORDERED** that the Plaintiffs not appearing on Exhibit A may submit in later stages applications for damages awards to the extent they have not done so already.

The Clerk of Court is directed to enter partial final default judgment for the Plaintiffs listed in Exhibit A.

Dated: September 19, 2024  
New York, New York

SO ORDERED.

  
George B. Daniels  
GEORGE B. DANIELS  
United States District Judge

---

<sup>4</sup> The Court adjusted the date listed for the Estate of Jayceryll Malabuyoc de Chavez to reflect the date listed in the expert report at ECF No. 9735-4, at 78.

# **Exhibit A**

Plaintiff, as Personal Representative of the Estate of 9/11 Decedent										Claim Information										Economic Damages									
First	Middle	Last	Suffix	Fict	Middle	Last	Suffix	Nationality on 9/11	Date of Death	9/11 Site	Case	Combining	Prior	Date of Birth	Amount	Trade													
1. Woda	Celeste	Ayee	Jabot	Ghana	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 3120	1/29/2024	\$ 6,523,355.00																			
2. Katherine	Agnes	Bailey	Garrett	Canada	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 2314	1/19/2020	\$ 5,416,716.00																			
3. Maureen	Elizabeth	Bentley	Kenneth	United Kingdom	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 3563	2/19/2024	\$ 10,941,249.00																			
4. Robert	W.	Beatty	Jeffrey	United Kingdom	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 3605	1/29/2024	\$ 6,320,477.00																			
5. Malcolm	Philip	Campbell	Geoffrey	United Kingdom	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 3157	2/8/2024	\$ 16,441,891.00																			
6. Margaret	Alexandra	Clarke	Thomas	United Kingdom	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 3591	"	"																			
7. Donald	J.	Coleman	R. E.	United Kingdom	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 2755	"	"																			
8. Nigel	J.	Constance	Sybil	United Kingdom	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 3087	1/4/2020	\$ 9,212,613.00																			
9. Bibiana	Asuncion	Cox	Donald	United Kingdom	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 3087	2/20/2024	\$ 9,308,134.00																			
10. James	M.	de Chavet de Chavet	Lawry	Philippines	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 3566, 4778, 483	2/21/2024	\$ 11,451,982.00																			
11. Anna	Arleen	Dionizan	Richard	United Kingdom	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 1154	"	"																			
12. Rosalie	R.	Edithcova	Michael	United Kingdom	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 279	"	"																			
13. Jennifer	Rene	Edmund	Sarah	United Kingdom	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 3105	3/4/2024	\$ 11,163,771.00																			
14. Teresa	E.	Edmund	Edmund	United Kingdom	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 3189	"	"																			
15. Helen	L.	Edmund	Edmund	United Kingdom	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 359	3/20/2020	\$ 18,122,886.00																			
16. Désiré	Jean	Elisabeth	Edmund	United Kingdom	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 3501	3/21/2020	\$ 12,215,396.00																			
17. Victoria	V.	Elisabeth	Edmund	United Kingdom	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 3416	"	"																			
18. Berthe	Hélène	Elisabeth	Edmund	United Kingdom	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 1727	"	"																			
19. Sophie	J.	Elisabeth	Edmund	United Kingdom	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 3596	"	"																			
20. Sophie	J.	Edmund	Edmund	United Kingdom	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 2883	3/17/2020	\$ 14,785,000.00																			
21. Sophie	J.	Edmund	Edmund	United Kingdom	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 400	3/17/2020	\$ 73,639,140.00																			
22. Sophie	J.	Edmund	Edmund	United Kingdom	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 1541	"	"																			
23. Denise	J.	Hub	Edmund	United Kingdom	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 2554	3/17/2020	\$ 12,114,365.00																			
24. Maureen	Majette	Jessie	Edmund	United Kingdom	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 3509	"	"																			
25. William	Jean	Joseph	Edmund	United Kingdom	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 3439	"	"																			
26. Muriel	Jean	Bazi	Edmund	United Kingdom	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 3584	"	"																			
27. Kathleen	Jean	Naresser	Edmund	United Kingdom	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 2050	"	"																			
28. Lachman	Jean	Parbhu	Edmund	United Kingdom	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 2533	"	"																			
29. Yoseph	Jean	Pete	Edmund	United Kingdom	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 2537	"	"																			
30. Silveira	Jean	Silvana	Edmund	United Kingdom	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 28	"	"																			
31. Lucy	E.	Thompson	Edmund	United Kingdom	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 278, 281, 5	3/17/2020	\$ 6,631,365.00																			
32. Sharon	B.	Schulz	Edmund	United Kingdom	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 1324	"	"																			
33. Elizabeth	B.	Reichel	Edmund	United Kingdom	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 1561	"	"																			
34. Yun-Ju	Wan	Reiner	Edmund	United Kingdom	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 1193	"	"																			
35. Victor	M.	Reiter	Edmund	Germany	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 1226	"	"																			
36. Karen	J.	Reiter	Edmund	United Kingdom	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 224	"	"																			
37. Barry	J.	Reiter	Edmund	United Kingdom	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 3543	3/17/2020	\$ 7,916,989.00																			
38. Alina	J.	Reiter	Edmund	United Kingdom	9/11/01 NY (WTC)	15c9903	11-5c-09903	53 at 3543	"	"																			